

U.S. Application No. 10/027,215 Examiner Issing, Art Unit 3662  
Response to First Office Action

**AMENDMENT TO THE CLAIMS**

Please cancel claims 1-15.

16. (Currently Amended) ~~The system of claim 1, further comprising a sixth~~ A system for locating and tracking a wireless device, the system comprising:

a database remotely located from the wireless device, the database operable for receiving and storing position information from the wireless device at a predetermined interval;

a wireless network operable for communicating the position information from the wireless device to the database;

a first algorithm for providing the position information; and

a second algorithm operable for causing the position information to be communicated to the database via the wireless network when the battery power of the wireless device reaches a predetermined level.

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[ Please cancel claims 17-32. ]

33. (Currently Amended) ~~The method of claim 18, further comprising~~ A method for locating and tracking a wireless device, the method comprising:

at a predetermined interval, receiving position information from the wireless device via a wireless network;

storing the position information in a database, the database remotely located from the wireless device;

upon request, providing the position information; and

causing the position information to be communicated to the database via the wireless network when the battery power of the wireless device reaches a predetermined level.

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[34. (Cancel)]

35. (New) A system according to claim 16, wherein the second algorithm estimates the battery power of the wireless device.

36. (New) A system according to claim 16, wherein the second algorithm estimates the battery power according to a signal strength of the wireless device.

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Cancel 37. (New) A system according to claim 16, wherein the second algorithm estimates the battery power according to a distance of the wireless device from an antenna.

38. (New) A method according to claim 33, wherein the step of causing the position information to be communicated comprises estimating the battery power of the wireless device.

39. (New) A method according to claim 33, wherein the step of causing the position information to be communicated comprises estimating the battery power according to a signal strength of the wireless device.

40. (New) A method according to claim 33, wherein the step of causing the position information to be communicated comprises estimating the battery power according to a distance of the wireless device from an antenna.